

5562. Adulteration of fava beans. U. S. * * * v. 830 Sacks of Fava Beans. Consent decree of condemnation and forfeiture. Product ordered released on bond. (F. & D. Nos. 7648, 7649. I. S. Nos. 21105-m, 21106-m. S. Nos. W-103, W-104.)

On August 16, 1916, the United States attorney for the District of Arizona, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 830 sacks of horse beans, consigned by H. W. Smith, Cayucos, Cal., alleging that the article had been shipped on or about August 11, 1916, and transported from the State of California into the State of Arizona, consigned to L. S. Nachman, Chicago, Ill., and charging adulteration in violation of the Food and Drugs Act.

It was alleged in substance in the libel that the article was adulterated for the reason that it consisted in part of filthy, decomposed, and putrid animal substance.

On September 22, 1916, L. S. Nachman, Chicago, Ill., claimant, filed an answer admitting the allegations of the libel. On October 14, 1916, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be released to said claimant to be sorted under the supervision of a representative of this department, the claimant having paid the costs of the proceedings and executed a bond in the sum of \$3,400, in conformity with section 10 of the act.

C. F. MARVIN, *Acting Secretary of Agriculture.*